#### McHale & Slavin, P.A. 2855 PGA Boulevard Palm Beach Gerdens, Florida 33410

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### **FAX COVER SHEET**

FAX NUMBER TRANSMITTED TO: 1-571-273-8300

To:

Examiner Jacob Cheu

Of:

Art Unit 1641

US PTO

From: P. Kathryn Bex

McHale & Slavin, P.A.

Appl. Serial No.: 09/993,392 (our ref. 2132.097)

Date: November 9, 2005

DOCUMENTS		A TONUM	BER OF PAGES
For (09/993,392) copy of filed respo	3/05) 19		

#### COMMENTS:

#### Examiner Cheu:

Pursuant to our conversation this morning, please find a copy of response to Final office action (09/993,392; mailed 9/21/05).

Thank-you,

Kathryn Bex

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Date: 11-3-205 Docket No: 313	<u> </u>					
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Under the F	Paperwork Reduction Act of 1	95. no persoi	fig are required to respond to	U.S. Patent and	Approved for Trademark Off	use through 07/31/2006, OMB 0651-003 ico; U.S. DEPARTMENT OF COMMERCE ISS IL displays a valld OMB control number		
			Application Number		93,392	ASS II GISPIAVS B VAIID OMB control number		
TRANSMITTAL		Filing Date		11/23/2001				
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1			Art Unit	1641				
(to be used fo	or all correspondence effer ini	ial filing)	Examiner Name	Char	Changhwa J. Cheu			
Total Number	of Pages in This Submission	18	Attorney Docket Numb	er 2132	.097			
ENCLOSURES (Check all that apply)								
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Signature	Ferry H Ca	der						
Printed name	Ferris H. Lande	r		•				
Date	<del></del>	25		Reg. No.	43,377			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICANT

: Jackowski et al.

INVENTION

: Protein Biopolymer Markers

Indicative of Insulin Resistance

SERIAL NUMBER

: 09/993,392

FILING DATE

: November 23, 2001

EXAMINER

: Cheu, Changhwa J.

GROUP ART UNIT

: 1641

OUR FILE NO.

: 2132.097

CERTIFICATE UNDER 37 CFR 1.8(a)
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to Commissioner for Patents P.O. Box 1730 Palexandris, VA 223/3-1450 on 17-3 -2005

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Sir:

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RESPONSE TO FINAL OFFICE ACTION OF September 21, 2005

In response to the telephonic interview of October 12, 2005 and Final Office Action dated September 21, 2005 having a shortened statutory period for response set to expire December 21, 2005, and pursuant to 37 CFR 1.116, kindly enter the following response:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.